

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In Re:

ROBBY SAINT-CYR

Debtor

STIPULATION

AND ORDER

Case No.: 08-23241

(Chapter 7)

WHEREAS, BAC Home Loans Servicing, LP f/k/a Countrywide Home Loans Servicing, LP is the holder of a mortgage on real property owned by the Debtor and known as 40 River Street, Livingston Manor, New York 12758; and

WHEREAS, the Debtor filed the instant Chapter 7 case on August 28, 2008 and Mark S. Tulis, Esq. was appointed the Chapter 7 Trustee, and

WHEREAS the Trustee having determined that the aforementioned property does not have any equity that would benefit the Debtor's Estate, it is hereby

STIPULATED AND AGREED AS FOLLOWS:

1. The Chapter 7 Trustee hereby abandons his interest in the property located at 40 River Street, Livingston Manor, New York 12758 pursuant to 11 U.S.C. Sec. 554 as said property has no value that would benefit the Debtor's Estate.

2. It is further agreed that a fully executed copy of this Stipulation shall be deemed the original for the purposes of filing same with the Court, and that facsimile signatures shall have the same force and effect as the original signatures.

3. The foregoing represents the entire agreement of the parties and no modification amendment or extension thereof shall be valid, unless in writing, signed by all signatories to this agreement.

Dated: November 18, 2009

Chapter 7 Trustee

s/Mark S. Tulis, Esq.
MARK S. TULIS, ESQ.
Oxman, Tulis, Kirkpatrick, Whyatt
& Geiger
120 Bloomingdale Road
White Plains, NY 10605
(914) 422-3900

Dated: November 18, 2009

Attorney for BAC Home Loans

s/Nicole C. Gazzo, Esq.
NICOLE C. GAZZO, ESQ.
Steven J. Baum, P.C.
220 Northpointe Pkwy, Ste G
Amherst, NY 14228
(716) 204-2400

SO ORDERED, provided that the Chapter 7
trustee shall mail a copy of this Stipulation and Order to
the Debtor on or before November 20, 2009

This 18th day of November, 2009

/s/Robert D. Drain
Hon. Robert D. Drain
United States Bankruptcy Judge